

## Message Text

UNCLASSIFIED

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70

ORIGIN XMB-07

INFO OCT-01 EA-11 ISO-00 AID-20 CIAE-00 COME-00 EB-11

FRB-03 INR-11 NSAE-00 RSC-01 TRSE-00 OPIC-12 SP-03

CIEP-02 LAB-06 SIL-01 OMB-01 L-03 /093 R

66650

DRAFTED BY: XMB:AHAMMOND:FMT

APPROVED BY: EB/OCA/REP: GPWILSON

XMB: JDBIERMAN

EB/IFD/ODF: EMLINTON

CHARGE TO EXIMBANK

----- 123202

R 151540Z JUL 74

FM SECSTATE WASHDC

TO AMEMBASSY BANGKOK

UNCLAS STATE 152144

E.O. 11652: N/A

TAGS: BPRO

SUBJECT: ENFORCEABILITY OF CHATTEL MORTGAGES IN THAILAND

1. EXIMBANK HAD AUTHORIZED INSURANCE COVERAGE FOR THE SALE OF LOOMS AND COMPLEMENTS TO A TEXTILE COMPANY IN THAILAND. THE COVERAGE WAS CONDITIONED UPON THE U.S. EXPORTER OBTAINING, RECORDING AND MAINTAINING A VALID AND ENFORCEABLE CHATTEL MORTGAGE OR SIMILAR TYPE LIEN ON THE PRODUCTS.

2. THE U.S. EXPORTER ALLEGES THAT, WHILE THE CIVIL AND COMMERCIAL CODES PROVIDE FOR THE REGISTRATION OF CHATTEL MORTGAGES, THIS INSTRUMENT IS NON-ENFORCEABLE FOR A FOREIGN COMPANY SELLING EQUIPMENT TO A THAI COMPANY.

3. PLEASE CONFIRM WHETHER A CHATTEL MORTGAGE OR SIMILAR LIEN IS OBTAINABLE FOR THE TYPE OF EQUIPMENT MENTIONED ABOVE, AND WHETHER THESE TYPES OF INSTRUMENTS ARE ENFORCEABLE TO FOREIGN ENTITIES. PLEASE ADVISE SOONEST. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 15 JUL 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** XMB:AHAMMOND:FMT  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
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**Office:** ORIGIN XMB  
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**Original Previous Classification:** n/a  
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**Previous Channel Indicators:**  
**Previous Classification:** n/a  
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**Reference:** n/a  
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**Review Date:** 20 JUN 2002  
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**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** ENFORCEABILITY OF CHATTEL MORTGAGES IN THAILAND  
**TAGS:** BPRO  
**To:** BANGKOK  
**Type:** TE  
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